

State of Arizona
Senate
Fifty-second Legislature
Second Regular Session
2016

CHAPTER 3
SENATE BILL 1429

AN ACT

AMENDING LAWS 2015, FIRST SPECIAL SESSION, CHAPTER 2, SECTIONS 2, 3 AND 5;
RELATING TO A SPECIAL ELECTION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Laws 2015, first special session, chapter 2, section 2 is
3 amended to read:

4 Sec. 2. Purpose of election

5 The purpose of the special election called by this act is to submit to
6 a vote of the people certain amendments to the Constitution of Arizona that
7 are proposed by:

8 1. House concurrent resolution 2001, fifty-second legislature, first
9 special session, that are approved by a majority of the members of each house
10 of the legislature and that amend the Constitution of Arizona to provide for
11 education finance.

12 2. SENATE CONCURRENT RESOLUTION 1019, FIFTY-SECOND LEGISLATURE, SECOND
13 REGULAR SESSION, THAT ARE APPROVED BY A MAJORITY OF THE MEMBERS OF EACH HOUSE
14 OF THE LEGISLATURE AND THAT AMEND THE CONSTITUTION OF ARIZONA TO PROVIDE FOR
15 CHANGES TO PUBLIC RETIREMENT SYSTEMS.

16 Sec. 2. Laws 2015, first special session, chapter 2, section 3 is
17 amended to read:

18 Sec. 3. Publicity pamphlet; secretary of state

19 A. The secretary of state shall cause to be printed in pamphlet form a
20 sample ballot and a true copy of the official title and text of each proposed
21 amendment, with the number and form in which the descriptive title will be
22 printed on the official ballot as prescribed by section 19-125, Arizona
23 Revised Statutes. In addition, the publicity pamphlet shall contain a
24 legislative council analysis, a joint legislative budget committee staff
25 fiscal impact statement summary and any arguments submitted in support of or
26 opposition to the proposed amendments as prescribed by section 19-124,
27 Arizona Revised Statutes. FOR THE EDUCATION FINANCE MEASURE, the legislative
28 council analysis and joint legislative budget committee fiscal impact
29 statement summary shall be submitted to the secretary of state no later than
30 December 4, 2015, and any arguments shall be submitted to the secretary of
31 state no later than December 4, 2015. FOR THE PUBLIC RETIREMENT SYSTEMS
32 MEASURE, THE LEGISLATIVE COUNCIL ANALYSIS AND JOINT LEGISLATIVE BUDGET
33 COMMITTEE FISCAL IMPACT STATEMENT SUMMARY SHALL BE SUBMITTED TO THE SECRETARY
34 OF STATE NO LATER THAN FEBRUARY 23, 2016, AND ANY ARGUMENTS SHALL BE
35 SUBMITTED TO THE SECRETARY OF STATE NO LATER THAN FEBRUARY 23, 2016. A
36 person submitting an argument in support of or opposition to the proposed
37 amendments shall make the payment prescribed pursuant to section 19-124,
38 subsection D, Arizona Revised Statutes.

39 B. Notwithstanding section 19-123, Arizona Revised Statutes, the
40 secretary of state is not required to conduct public meetings on the proposed
41 amendments.

42 C. At least ten days before the special election called by this act,
43 the secretary of state shall cause each proposed amendment to be published
44 for a period of at least three days in a daily newspaper in every county in
45 the state in which a newspaper is published or, if there is not such a
46 newspaper, at least one time in a weekly newspaper.

1 D. The secretary of state shall mail one copy of the publicity
2 pamphlet to every household that contains a registered voter. The mailings
3 may be made over a period of days but shall be mailed in order to be
4 delivered to households before the earliest date for the receipt by
5 registered voters of any requested early ballots for the election.

6 E. The secretary of state shall distribute the publicity pamphlet in
7 other forms and methods deemed advisable by the secretary of state.

8 Sec. 3. Laws 2015, first special session, chapter 2, section 5 is
9 amended to read:

10 Sec. 5. Applicability of general election laws; exceptions

11 A. The secretary of state and county officers in charge of elections
12 are exempt from compliance with competitive bidding processes to the extent
13 that those processes will conflict with the timely printing and distribution
14 of publicity pamphlets, ballots and other election materials or the timely
15 conduct of the special election required by this act.

16 B. The special election called by this act shall be governed and
17 administered under the general laws of this state regarding elections to the
18 greatest extent practicable and shall be administered in a manner consistent
19 with a presidential preference election with consolidated precincts, **EXCEPT**
20 **THAT VOTES ARE NOT REQUIRED TO BE TABULATED BY CONGRESSIONAL DISTRICTS.** The
21 county boards of supervisors shall deliver the canvass to the secretary of
22 state within ten days after the special election, and the canvass shall be
23 completed by the secretary of state on or before the second Monday after the
24 special election.

25 Sec. 4. Emergency

26 This act is an emergency measure that is necessary to preserve the
27 public peace, health or safety and is operative immediately as provided by
28 law.

APPROVED BY THE GOVERNOR FEBRUARY 16, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE FEBRUARY 16, 2016.